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Security InformationSubject
LS-5050ATTENTION: Finance Division
[redacted]
Office of General Counsel

25X1A

17 November 1953

25X1A

[redacted] (P) - Home Leave

OGC Has Reviewed

1. Reference is made to your memorandum of 16 October 1953 submitting a copy of subject's travel order and requesting the opinion of this office whether, in view of the subject's having departed his post prior to the completion of two years' continuous service abroad, the order may be deemed to constitute a valid basis for the payment of home leave costs. A notation on the travel order indicates that the subject was allowed to depart after completing approximately 23 months of service due to an administrative error; and that retroactive approval was now sought because of the confusion arising from this error.

2. We took the liberty of transmitting this matter to Chief of Administration, DD/P, in view of the possibility that a full development of all the facts and circumstances might permit the inference that the subject did not depart prior to the completion of two years' continuous service abroad. The reply which we received - cover sheet attached - dispelled that possibility.

3. The Agency's authority to expend funds for the payment of home leave costs is a restricted one.

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4. In [redacted]

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To the effect that an administrative error does not constitute the basis for the expenditure of Government funds, see Comptroller General Decision B-112563, dated May 28, 1953.

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OGC/RJB:afb

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